

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Charlie Hartford	Team: Squad #8	CCRB Case #: 201910438	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 12/28/2018 1:01 AM	Location of Incident: 310 Lenox Avenue	Precinct: 30	18 Mo. SOL 6/28/2020	EO SOL 2/12/2021	
Date/Time CV Reported Thu, 01/24/2019 1:59 PM	CV Reported At: CCRB	How CV Reported: In-person	Date/Time Received at CCRB Thu, 01/24/2019 1:59 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Ian Abramowitz	00891	941307	028 PCT
2. POM Sokol Karaduzovic	12310	965766	028 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Ian Abramowitz	Abuse: Police Officer Ian Abramowitz forcibly removed § 87(2)(b) to the hospital.	
B.POM Sokol Karaduzovic	Abuse: Police Officer Sokol Karaduzovic forcibly removed § 87(2)(b) to the hospital.	

Case Summary

On January 24, 2019, § 87(2)(b) filed this complaint in-person at the CCRB under original case number § 87(2)(b). On December 4, 2019, this case was generated to address an incident that occurred on December 28, 2018, while CCRB § 87(2)(b) retained allegations pertaining to an incident that occurred § 87(2)(b).

On December 28, 2018, at approximately 1:12 a.m., in the vicinity of 310 Lenox Avenue in Manhattan, Police Officer Ian Abramowitz and Police Officer Sokol Karaduzovic of the 28th Precinct forcibly removed § 87(2)(b) to the hospital (**Allegations A and B: Abuse of Authority, § 87(2)(b), § 87(2)(g)**).

This case contains body-worn camera footage (Board Reviews 09-11, 04).

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Ian Abramowitz forcibly removed § 87(2)(b) to the hospital.

Allegation (B) Abuse of Authority: Police Officer Sokol Karaduzovic forcibly removed § 87(2)(b) to the hospital.

In his sworn statement provided January 24, 2019, § 87(2)(b) stated that at approximately 10:00 p.m. on an unknown date in December of 2018, he called the police three times regarding a church, located on West 126th Street between Lenox Avenue and 5th Avenue in Manhattan, which was attacking him with electromagnetic waves (Board Review 07). § 87(2)(b) who is subjected to such assaults on a regular basis, stated that when the electromagnetic waves are merely irritating he will ignore the problem, but that when they cause severe pain he calls the police. At around 1:12 a.m., PO Abramowitz and PO Karaduzovic arrived and handcuffed § 87(2)(b). § 87(2)(b) objected to being handcuffed and protested that he was the one who called 911; however, two EMTs then arrived on scene and removed § 87(2)(b) to the hospital against his will.

§ 87(2)(b) stated in a follow-up email dated January 31, 2019 that it was not a church which attacked him during the incident, but the Red Rooster Restaurant located at 310 Lenox Avenue.

The CCRB determined via a review of § 87(2)(b)'s medical records that the date of occurrence for this incident was December 28, 2019 (Board Review 02 and 03). § 87(2)(b)'s medical records for this date were generally consistent with his sworn statement, noting that he was brought in at 1:34 a.m. by EMS expressing paranoid delusions regarding someone in a car pointing a laser at his head. While being evaluated, § 87(2)(b) outlined a conspiracy theory involving him being surveilled and harassed by members of the Jewish community and the Department of Homeland Security. § 87(2)(b) was released approximately 17 hours later after it being determined that he no longer required continued observation and did not meet the criteria for inpatient hospitalization.

§ 87(2)(b), § 87(2)(g)

§ 87(2)(b), § 87(2)(g) PO Abramowitz stated that he has previously responded to three other calls involving § 87(2)(b) complaining that people or inanimate objects, such as trees, were pointing lasers at him. While PO Abramowitz had previously left without taking any action, the fact that this was the fourth such call, in conjunction with him only recently receiving such calls from § 87(2)(b) made him think that § 87(2)(b) potentially needed medical help. PO Abramowitz asked § 87(2)(b) if he took any medications or suffered from any medical or mental conditions. § 87(2)(b) then raised his voice and began cursing and threatening to press charges against PO Abramowitz. PO Abramowitz instructed § 87(2)(b) to lower his voice and stay against his vehicle, but § 87(2)(b) disregarded those instructions. PO Abramowitz could not say if he thought that § 87(2)(b)

§ 87(2)(b) posed a threat to himself or other people, but highlighted the change in § 87(2)(b)'s demeanor as potentially supporting such an estimation. § 87(2)(b)'s behavior prompted PO Abramowitz to call an ambulance and to handcuff § 87(2)(b) for officer safety. PO Abramowitz then called EMS to get § 87(2)(b) help and to see if they thought he needed to go to the hospital. Upon their arrival, PO Abramowitz explained why § 87(2)(b) had called 911. EMS then stated, "Okay, we'll take him to the hospital." While PO Abramowitz suspected that § 87(2)(b) may be an EDP during the interaction, EMS ultimately made the decision to take § 87(2)(b) to the hospital.

PO Karaduzovic's CCRB testimony was generally consistent with that of PO Abramowitz (Board Review 05).

The body-worn camera footage obtained by the investigation does not depict § 87(2)(b)'s behavior prior to being handcuffed (Board Reviews 09-11, 04). At 04:36 minutes in PO Abramowitz's body-worn camera footage, PO Karaduzovic is depicted telling EMT Luke Cohen that § 87(2)(b) believes a Lexus is pointing a laser at him and that § 87(2)(b) was very insistent about doing a report (Board Review 09). EMT Cohen is depicted responding, "Okay." § 87(2)(b) is then depicted beginning at 05:04 minutes in the footage yelling, "What are you detaining me for?" At 05:21 minutes, EMT Cohen is depicted asking § 87(2)(b) to step into the ambulance.

Beginning at 07:15 minutes in PO Karaduzovic's BWC footage, § 87(2)(b) is depicted intermittently yelling at the officers and EMTs, with EMT Cohen telling § 87(2)(b) at 08:15 minutes that he is being hostile and that he is in handcuffs for EMT Cohen's safety (Board Review 10).

Patrol Guide Procedure 221-13 defines an emotionally disturbed person as a person who appears to be mentally ill or temporarily deranged, and whom an officer reasonably believes is conducting themselves in a manner likely to result in a serious injury to themselves or others (Board Review 08). The Patrol Guide demands that emotionally disturbed persons be removed to the hospital.

§ 87(2)(b), § 87(2)(g)

Civilian and Officer CCRB Histories

- § 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)
- PO Abramowitz has been a member of service for 13 years. In that time, he has been the subject of 15 allegations in seven additional cases, § 87(2)(b), § 87(2)(g)
§ 87(2)(b)
 - In CCRB 201803511, PO Abramowitz was the subject of a substantiated allegation regarding a threat of force. The CCRB recommended that PO Abramowitz receive formalized training, while the NYPD did not impose any disciplinary action.

- In CCRB 201901451, PO Abramowitz was the subject of a substantiated allegation regarding offensive language. The CCRB recommended a penalty of Command Discipline B, while the NYPD disposition and penalty are not noted in CTS.
- PO Karaduzovic has been a member of service for one year. This is his first CCRB complaint.

Mediation, Civil and Criminal Histories

- This case was not eligible for mediation.
- A FOIL request filed with the NYC Comptroller's office indicates that, as of August 12, 2019, § 87(2)(b) had not filed a notice of claim regarding this incident (Board Review 03).
- § 87(2)(b)

Squad No.: _____

Investigator: _____

Signature	Print Title & Name	Date
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Squad Leader: _____

Signature	Print Title & Name	Date
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Reviewer: _____

Signature	Print Title & Name	Date
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